

EPA Region 5 Records Ctr.



293123

ORDINANCE NO. 97.5

AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS A POTABLE WATER
SUPPLY BY THE INSTALLATION OR USE OF POTABLE WATER SUPPLY WELLS OR BY
ANY OTHER METHOD

WHEREAS, certain properties in the Village of Sauget, Illinois, have been used over a period of time for commercial/industrial purposes; and

WHEREAS, because of said use, concentrations of certain chemical constituents in the groundwater beneath the Village may exceed Class I groundwater quality standards for potable resource groundwater, as set forth in 35 Illinois Administrative Code Part 620, or Tier 1 residential remediation objectives, as set forth in 35 Ill. Adm. Code Part 742; and

WHEREAS, the Village of Sauget desires to limit potential threats to human health from groundwater contamination while facilitating the redevelopment and productive use of properties that are the source of said chemical constituents;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL IN THE
VILLAGE OF SAUGET, ILLINOIS:

Section One: Use of groundwater as a potable water supply prohibited.

The use or attempted use of groundwater from within the corporate limits of the Village as a potable water supply by the installation or drilling of wells or by any other method is hereby prohibited.

Section Two: Penalties

Any person violating the provisions of this ordinance shall be subject to a fine of up to ~~\$500~~ for each violation.

Section Three: Definitions.

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, or any other legal entity, or their representatives, agents or assigns.

"Potable water" is any water used for human or domestic consumption, including, but not limited to, water used for drinking, bathing, swimming, washing dishes, or preparing foods.

Section Four: Repealer.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed insofar as they are in conflict with this ordinance.

Section Five: Severability.

If any provision of this ordinance or its application to any person or under any circumstances is adjudged invalid, such adjudication shall not affect the validity of the ordinance as a whole or of any portion not adjudged invalid.

Section Six: Effective Date.

This ordinance shall be in full force and effect from and after its passage, approval and publication, as required by law.

INTRODUCED AND READ FOR THE FIRST TIME: October 12, 1999

READ FOR THE SECOND TIME:

(under suspension of rules): October 12, 1999

READ FOR THE THIRD TIME:

(under suspension of rules): October 12, 1999

ADOPTED AND ENACTED: October 12, 1999

ROLL CALL VOTE:

Ayes: Adele, McDaniel, Rich, Cates, Thornton, Saugert

Nays: NONE

Absent: NONE

Unfilled Vacancy:

APPROVED: October 12, 1999

APPROVED:

Paul Saugert
President (mayor) Pro Tempore

ATTEST:

Betty Long Wilson
Village Clerk